

ORDINANCE No.

COUNCIL BILL No.

Law Department

The City of Seattle--Legisl

REPORT OF COMMITTEE

Honorable President:

Your Committee on

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recom

Finance & Budget Committee

March 6, 1994 - DIVIDED REPORT 4

Full Council date

Martha Chase

Committee Chair

COMPTROLLEP FILE No.

Introduced: FEB 20 1996	By: CHOE
Referred: FEB 20 1996	To: Finance & Budget Committee
Referred:	To:
Referred:	To:
Reported: MAR 10 1996	Second Reading: MAR 10 1996
Third Reading: MAR 10 1996	Signed: MAR 10 1996
Presented to Mayor: MAR 10 1996	Approved: MAR 22 1996
Returned to City Clerk: MAR 25 1996	Published: Little
Vetoed by Mayor:	Veto Published:
Passed over Veto:	Veto Sustained:



Law Department

The City of Seattle--Legislative Department

INDEXED

Date Reported
and Adopted

REPORT OF COMMITTEE

Honorable President:

OK Your Committee on _____

to which was referred the within Council Bill No. _____
report that we have considered the same and respectfully recommend that the same:

Finance & Budget Committee

March 6, 1996 - DIVIDED REPORT 4-1

Full Council vote 7-1 NO

Martha Cline

Committee Chair

ORDINANCE 118052

AN ORDINANCE related to the acquisition of real property; authorizing the condemnation, or the acquisition through negotiation in lieu of condemnation, of land and other property rights in Blocks 242 and 251, Seattle Tide Lands, in King County, Washington, for general municipal purposes.

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. That public convenience and necessity demand that the following described real property situated in the City of Seattle, King County, Washington, to wit:

All of Block 242, including all of vacated alley in said block;

Except that portion of the East 170 feet thereof lying southerly of the southerly line of the Spur track right-of-way granted to Northern Pacific Railway Company by Instrument recorded March 28, 1950, under recording No. 3998467,

Lots 12 to 22 inclusive, Block 251; All of vacated 8th Avenue South lying between said Block 242 and 251; Lots 1 and 11 inclusive, Block 251, except the West 285 feet thereof; All in Seattle Tide Lands, in King County, Washington;

And except all those parts of Lots 1, 2 and 3 in Block 251 of Seattle Tide Lands, in King County, Washington, described as follows:

Beginning at a point in the North Line of said Block 251, 285 feet East as measured along said North Line from the Northwest corner of said Block, said Point being in the East Line of the Property conveyed to the Great Northern Railway Company by Seattle Union Stockyards by Warranty Deed dated June 30, 1926, and recorded March 7, 1927, in Volume 1346 of Deeds, Page 192;

Thence South along Said East Property Line, being parallel with and distant 285 feet East from the West Line of Said Block 251, a distance of 160 feet;

Thence Northeasterly in a straight line 164.92 feet, more or less, to a point in said North line of Block 251, distance 40 feet East as measured along said North line, from the point of beginning;

Thence West along said North line 40 feet to the point of beginning;

Situate in The City of Seattle, County of King, State of Washington.

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1 TOGETHER WITH all buildings, structures and improvements situated upon or attached to said property
2 and rights, privileges and other property pertaining thereto be, and the same are, hereby condemned,
3 appropriated and taken for public use; namely, for general municipal purposes.

4 Section 2. Said lands, rights, privileges and other property interests are to be so appropriated and
5 taken only after just compensation has been made or paid into court for the owners thereof in the manner
6 provided by law.

7 Section 3. The cost of the acquisition provided for in this ordinance shall be paid from the City's
8 General Fund or such other sources as may be specified hereafter by the City's legislative authority.

9 Section 4. The City Attorney is hereby authorized and directed to begin and prosecute
10 proceedings in the manner provided by law to condemn, take, damage and appropriate the lands and
11 other property interests necessary to carry out the provisions of this ordinance and to stipulate for the
12 purpose of minimizing damages.

13 Section 5. The Director of Administrative Services is hereby authorized to negotiate agreements
14 to acquire the land and property interests described in Section 1, hereof, by voluntary sale in lieu of
15 condemnation. Authorization to execute any such agreements that may be negotiated shall be granted by
16 separate ordinance.

17 Section 6. Any act consistent with the authority and prior to the effective date of this ordinance
18 are hereby ratified and confirmed.

19 Section 7. This ordinance shall take effect and be in force thirty (30) days from and after its
20 approval by the Mayor, but if not approved and returned by the Mayor within ten (10) days after
21 presentation, it shall take effect as provided by Municipal Code Section 1.04.020.
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1 Passed by the City Council the 18 day of March, 1996, and signed by me in
2 open session in authentication of its passage this 18 day of March, 1996.

3
4 Jan Drago
5 President _____ of the City Council

6 Approved by me this 22 day of March, 1996

7
8 Norman K Rice
9 Mayor

10 Filed by me this 25 day of March, 1996.

11 Judith E. Papp
12 City Clerk

13
14 ref: FacSvcs Ord/Agmt Disk No. 5 (PARK905)
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Legislative Department
Seattle City Council



MEMORANDUM

March 12, 1996

TO: All Councilmembers
FROM: Anne Takekawa
RE: Finance & Budget Committee Divided Report C.B 111133

An ordinance related to the acquisition of real property; authorizing the condemnation, or the acquisition through negotiation in lieu of condemnation, of land and other property rights in Blocks 242 and 251, Seattle Tide Lands, in King County, Washington, for general municipal purposes.

BACKGROUND

The Department of Administrative Services will attempt to acquire property at 2203 Airport Way South, known as Park 90/5 by a deed in lieu of condemnation if this ordinance is passed. The property is being considered for siting of a Police Support Facility, among other municipal uses.

MAJORITY REPORT (voting in the majority: M.C., T.W., C.C., T.P.)

The ordinance makes a determination that the acquisition of this property is for a public purpose. The majority believes this ordinance does not compel the City to move forward on a condemnation process, but gives the City influence in negotiating the acquisition price. The majority's opinion is that this ordinance leaves open the condemnation mechanism, should negotiations for the property fail.

MINORITY REPORT (voting in the minority: J.N.)

The minority believes the buildings on the property are too expensive for a Police Support Facility and that other satisfactory properties are available at a lower price. Condemnation is appropriate only where the Council has determined that acquisition is appropriate; such a determination has not yet been made in this case. The minority expressed further concern that the existing capital facilities for the Seattle Police Department may deserve priority for the limited capital funding available pending completion of strategic planning.

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City of Seattle
Department of Administrative Services

Kenneth J. Nakatsu, Director
Norman B. Rice, Mayor



RECEIVED OMP
FEB 13 1996

February 13, 1996

The Honorable Jan Drago, President
Seattle City Council
1100 Municipal Building
Seattle, WA 98104

VIA: Mayor's Office

ATTENTION: Tom Tierney, OMP Director

Dear Councilmember Drago:

SUBJECT: Legislation Providing for Acquisition of 2203 Airport Way South

The Department of Administrative Services is submitting legislation to allow for commencement of condemnation proceedings on a parcel of land, known as Park 90/5. This property whose address is 2203 Airport Way South is being considered for siting of a Police Support Facility among other possible uses.

This ordinance provides for the condemnation procedure only. If we are ultimately successful through negotiations rather than condemnation, we will forward those agreements and an authorizing ordinance.

We appreciate your prompt consideration of this request. Please contact Norma Miller at 684-0411 if you have any questions.

Sincerely,

Kenneth J. Nakatsu
Director

KN:nm:bah

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An equal employment opportunity - affirmative action employer

City of Seattle, Department of Administrative Services, 12th Floor Alaska Building, 618 Second Avenue, Seattle, Washington 98104-2214 (206) 386-1234

Printed on Recycled Paper

ROUTING SLIP FOR REQUEST FOR LEGISLATIVE ACTION

Originating Department: Administrative Services

Council Sponsor: _____

Date: February 12, 1996

Subject: AN ORDINANCE related to the acquisition of real property; authorizing the condemnation, or the acquisition through negotiation in lieu of

condemnation, of land and other property rights in Blocks 242 and 251, Seattle Tide Lands, in King County, Washington, for general municipal purposes.

Date
Received

Date
Forwarded

OMB: _____

Law: _____

Legislation should be routed in the order listed.

ORD.RT
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City of Seattle

Executive Department—Office of Management and Planning

Thomas M. Tierney, Director
Norman B. Rice, Mayor

96-024



February 12, 1996

The Honorable Mark Sidran
City Attorney
City of Seattle

2/13/96
Approved
Rodney E. [Signature]

Dear Mr. Sidran:

The Mayor is proposing to the City Council that the enclosed legislation be adopted.

REQUESTING
DEPARTMENT: Administrative Services

SUBJECT: AN ORDINANCE related to the acquisition of real property;
authorizing the condemnation, or the acquisition through negotiation in lieu of
condemnation, of land and other property rights in Blocks 242 and 251, Seattle
Tide Lands, in King County, Washington, for general municipal purposes.

Pursuant to the City Council's S.O.P. 100-014, the Executive Department is forwarding
this request for legislation to your office for review and redrafting.

After reviewing this request and any necessary redrafting of the enclosed legislation,
please return the legislation to OMP. Any specific questions regarding the legislation
can be directed to Monica Power at 684-8076.

Sincerely,

Norman B. Rice
Mayor

by

[Signature of Thomas M. Tierney]

THOMAS M. TIERNEY
Director

Enclosure

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TIME AND DATE STAMP

SPONSORSHIP

THE ATTACHED DOCUMENT IS SPONSORED FOR FILING WITH THE CITY COUNCIL BY
THE MEMBER(S) OF THE CITY COUNCIL WHOSE SIGNATURE(S) ARE SHOWN BELOW:

Martin Chase

_____	_____
_____	_____
_____	_____
_____	_____

FOR CITY COUNCIL PRESIDENT USE ONLY

COMMITTEE(S) REFERRED TO: _____

PRESIDENT'S SIGNATURE

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STATE OF WASHINGTON - KING COUNTY

66462
City of Seattle, City Clerk

--SS.

No. 055,056

City of Seattle

TITLE ONLY PUBLICATION

The full text of the following ordinances, passed by the City Council on March 18, 1996, and published here by title only, will be mailed, at no cost, upon request for two months after this publication. For further information, contact the Seattle City Clerk at 684-8944.

ORDINANCE NO. 118052

AN ORDINANCE related to the acquisition of real property; authorizing the condemnation, or the acquisition through negotiation, in lieu of condemnation, of land and other property rights in Blocks 242 and 251, Seattle Tide Lands, in King County, Washington, for general municipal purposes.

ORDINANCE NO. 118053

AN ORDINANCE relating to the City Light Department, ratifying the "Agreement Between The City of Seattle, City Light Department and British Columbia Hydro and Power Authority," entered into on December 15, 1995, for the purpose of sharing the costs of a joint Probable Maximum Flood study for the Pond Oreille river drainage basin above Boundary Dam and Seven Mile Dam.

ORDINANCE NO. 118055

AN ORDINANCE relating to telecommunications; authorizing the Department of Administrative Services to award an inter-agency agreement with King County to extend the fiber optic cable installed pursuant to Ordinance 117745.

ORDINANCE NO. 118056

AN ORDINANCE appropriating money to pay certain audited claims and ordering the payment thereof.

Publication ordered by JUDITH PIP-PIN, City Clerk.

Date of official publication in the Daily Journal of Commerce, April 6, 1996.
4/6(66462)

Affidavit of Publication

The undersigned, on oath states that he is an authorized representative of The Daily Journal of Commerce, a daily newspaper, which newspaper is a legal newspaper of general circulation and it is now and has been for more than six months prior to the date of publication hereinafter referred to, published in the English language continuously as a daily newspaper in Seattle, King County, Washington, and it is now and during all of said time was printed in an office maintained at the aforesaid place of publication of this newspaper. The Daily Journal of Commerce was on the 12th day of June, 1941, approved as a legal newspaper by the Superior Court of King County.

The notice in the exact form annexed, was published in regular issues of The Daily Journal of Commerce, which was regularly distributed to its subscribers during the below stated period. The annexed notice, a

CT:ORD 118052,053,055,056

was published on

04/05/96

The amount of the fee charged for the foregoing publication is the sum of \$ _____, which amount has been paid in full.

Subscribed and sworn to before me on

04/08/96

Notary Public for the State of Washington,
residing in Seattle

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Affidavit of Publication